
BILL REQUEST - CODE REVISER'S OFFICE

BILL REQ. #: S-3213.3/14 3rd draft

ATTY/TYPIST: BP:lel

BRIEF DESCRIPTION: Concerning additive transportation funding and appropriations.

1 AN ACT Relating to additive transportation funding and
2 appropriations; amending 2013 c 306 s 603 (uncodified); adding new
3 sections to 2013 c 306 (uncodified); creating new sections; making
4 appropriations; and providing a contingent effective date.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 NEW SECTION. **Sec. 1.** (1) An additive transportation budget of the
7 state is hereby adopted and, subject to the provisions set forth, the
8 several amounts specified, or as much thereof as may be necessary to
9 accomplish the purposes designated, are hereby appropriated from the
10 several accounts and funds named to the designated state agencies and
11 offices for employee compensation and other expenses, for capital
12 projects, and for other specified purposes, including the payment of
13 any final judgments arising out of such activities, for the period
14 ending June 30, 2015.

15 (2) It is the intent of the legislature that the funding levels
16 specified in LEAP Transportation Document 2013-MCC-2, as developed
17 November 21, 2013, represents a commitment to provide appropriations to
18 the agencies, programs, and activities at the amounts identified
19 therein through fiscal year 2026.

2013-2015 FISCAL BIENNIUM
TRANSPORTATION AGENCIES-OPERATING

NEW SECTION. **Sec. 201.** A new section is added to 2013 c 306
(uncodified) to read as follows:

FOR THE DEPARTMENT OF LICENSING

Highway Safety Account--State Appropriation	\$1,551,000
Motor Vehicle Account--State Appropriation	\$5,055,000
TOTAL APPROPRIATION	\$6,606,000

The appropriations in this section are subject to the following conditions and limitations: \$1,551,000 of the highway safety account--state appropriation and \$5,055,000 of the motor vehicle account--state appropriation are provided solely for implementation of chapter . . . (Senate Bill No. . . (S-3211/14)) (transportation revenue), Laws of 2013 4th sp. sess., chapter . . . (Engrossed Substitute Senate Bill No. 5857) (vehicle-related fees), Laws of 2013 4th sp. sess., and chapter . . . (Engrossed Substitute Senate Bill No. 5785) (license plates), Laws of 2013 4th sp. sess.

NEW SECTION. **Sec. 202.** A new section is added to 2013 c 306
(uncodified) to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--ECONOMIC PARTNERSHIPS--PROGRAM K

Connecting Washington Account--State Appropriation	\$500,000
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The appropriation in this section is subject to the following conditions and limitations: \$500,000 of the connecting Washington account--state appropriation is provided solely for the department to provide support for the expert review panels established in chapter . . . (Senate Bill No. . . (S-3209/14)), Laws of 2013 4th sp. sess.

NEW SECTION. **Sec. 203.** A new section is added to 2013 c 306
(uncodified) to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--HIGHWAY MAINTENANCE--PROGRAM M

Motor Vehicle Account--State Appropriation	\$8,000,000
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NEW SECTION. **Sec. 204.** A new section is added to 2013 c 306
(uncodified) to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION-PUBLIC TRANSPORTATION--PROGRAM V

1 Building on the work completed by the federal opportunities work
2 group in 2009, the department, in collaboration with the health care
3 authority, medicaid trip providers, relevant federal agencies, and
4 other entities invited by the department, shall review opportunities to
5 provide a reimbursement rate to nonemergency medicaid transportation
6 providers that more closely reflects actual costs. The department
7 shall also review the current broker referral system and opportunities
8 to provide a more efficient and effective process. The department
9 shall provide recommendations and, if appropriate, an implementation
10 plan and schedule to the legislative transportation committees by
11 December 1, 2014.

12 **TRANSPORTATION AGENCIES-CAPITAL**

13 NEW SECTION. **Sec. 301.** A new section is added to 2013 c 306
14 (uncodified) to read as follows:

15 **FOR THE DEPARTMENT OF TRANSPORTATION--FACILITIES--PROGRAM D--**
16 **(DEPARTMENT OF TRANSPORTATION-ONLY PROJECTS)**

17 The department shall work with the office of financial management's
18 facilities oversight program to develop a revised predesign for a new
19 Olympic region facility, with an estimated total cost of no more than
20 forty million dollars. Priority must be given to accommodating the
21 maintenance and operations functions of the Olympic region. The
22 department must provide a copy of the revised predesign to the
23 transportation committees of the legislature by December 2014.

24 NEW SECTION. **Sec. 302.** A new section is added to 2013 c 306
25 (uncodified) to read as follows:

26 **FOR THE DEPARTMENT OF TRANSPORTATION--IMPROVEMENTS--PROGRAM I**

27	Connecting Washington Account--State Appropriation	\$209,856,000
28	Multimodal Transportation Account--State	
29	Appropriation	\$15,000,000
30	TOTAL APPROPRIATION	\$224,856,000

31 The appropriations in this section are subject to the following
32 conditions and limitations:

33 (1) The entire connecting Washington account and multimodal
34 transportation account appropriations are provided solely for the

projects and activities as listed by fund, project, and amount in LEAP Transportation Document 2013-MCC-1 as developed November 21, 2013, Program - Highway Improvements Program (I). However, limited transfers of specific line-item project appropriations may occur between projects for those amounts listed subject to the conditions and limitations in section 603, chapter 306, Laws of 2013 and section 501 of this act.

(2) The connecting Washington account--state appropriation includes up to \$192,394,000 in proceeds from the sale of bonds authorized in chapter . . . (Senate Bill No.. . .)(S-3212/14)), Laws of 2013 4th sp. sess.

NEW SECTION. **Sec. 303.** A new section is added to 2013 c 306 (uncodified) to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--PRESERVATION--PROGRAM P

Connecting Washington Account--State Appropriation \$90,000,000

NEW SECTION. **Sec. 304.** A new section is added to 2013 c 306 (uncodified) to read as follows:

FOR THE DEPARTMENT OF TRANSPORTATION--WASHINGTON STATE FERRIES CONSTRUCTION--PROGRAM W

Transportation 2003 Account (Nickel Account)--State

Appropriation \$110,300,000

Connecting Washington Account--State Appropriation \$5,497,000

TOTAL APPROPRIATION \$115,797,000

The appropriations in this section are subject to the following conditions and limitations:

(1) The entire transportation 2003 account (nickel account) and connecting Washington account appropriations in this section are provided solely for the projects and activities as listed in LEAP Transportation Document 2013-MCC-1 as developed November 21, 2013, Program - Washington State Ferries Capital Program (W).

(2) The transportation 2003 account (nickel account)--state appropriation includes up to \$110,300,000 in proceeds from the sale of bonds authorized in RCW 47.10.861.

NEW SECTION. **Sec. 305.** A new section is added to 2013 c 306 (uncodified) to read as follows:

1 **FOR THE DEPARTMENT OF TRANSPORTATION--RAIL--PROGRAM Y**

2 Multimodal Transportation Account--State

3 Appropriation \$14,200,000

4 The appropriation in this section is subject to the following
5 conditions and limitations: The entire appropriation in this section
6 is provided solely for the projects and activities as listed in LEAP
7 Transportation Document 2013-MCC-1 as developed November 21, 2013,
8 Program - Rail Capital Program (Y).

9 NEW SECTION. **Sec. 306.** A new section is added to 2013 c 306
10 (uncodified) to read as follows:

11 **FOR THE DEPARTMENT OF TRANSPORTATION--LOCAL PROGRAMS--PROGRAM Z**

12 Multimodal Transportation Account--State

13 Appropriation \$2,246,000

14 The appropriation in this section is subject to the following
15 conditions and limitations: The entire appropriation in this section
16 is provided solely for the projects and activities as listed in LEAP
17 Transportation Document 2013-MCC-1 as developed November 21, 2013,
18 Program - Local Programs (Z).

19 **TRANSFERS AND DISTRIBUTIONS**

20 NEW SECTION. **Sec. 401.** A new section is added to 2013 c 306
21 (uncodified) to read as follows:

22 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING**
23 **BOND REGISTRATION AND TRANSFER CHARGES: FOR BOND SALES DISCOUNTS AND**
24 **DEBT TO BE PAID BY MOTOR VEHICLE ACCOUNT AND TRANSPORTATION FUND**
25 **REVENUE**

26 Connecting Washington Account--State Appropriation \$1,715,000

27 Highway Bond Retirement Account--State Appropriation . . . \$10,000,000

28 Transportation 2003 Account (Nickel Account)--State

29 Appropriation \$993,000

30 TOTAL APPROPRIATION \$12,708,000

31 NEW SECTION. **Sec. 402.** A new section is added to 2013 c 306
32 (uncodified) to read as follows:

33 **FOR THE STATE TREASURER--BOND RETIREMENT AND INTEREST, AND ONGOING BOND**

1 **REGISTRATION AND TRANSFER CHARGES: FOR BOND SALE EXPENSES AND FISCAL**
2 **AGENT CHARGES**

3 Connecting Washington Account--State Appropriation \$191,000
4 Transportation 2003 Account (Nickel Account)--State
5 Appropriation \$110,000
6 TOTAL APPROPRIATION \$301,000

7 **IMPLEMENTING PROVISIONS**

8 **Sec. 501.** 2013 c 306 s 603 (uncodified) is amended to read as
9 follows:

10 **FUND TRANSFERS**

11 (1) The transportation 2003 projects or improvements and the 2005
12 transportation partnership projects or improvements are listed in the
13 LEAP list titled 2013-1 as developed April 23, 2013, which consists of
14 a list of specific projects by fund source and amount over a ten-year
15 period. The connecting Washington projects or improvements are listed
16 in the LEAP list titled 2013-MCC-1 as developed November 21, 2013,
17 which consists of a list of specific projects by fund source and amount
18 over a twelve-year period. Current fiscal biennium funding for each
19 project is a line- item appropriation, while the outer year funding
20 allocations represent a ten-year plan. The department is expected to
21 use the flexibility provided in this section to assist in the delivery
22 and completion of all transportation partnership account ~~((and))~~,
23 transportation 2003 account (nickel account), and connecting Washington
24 account projects on the LEAP transportation documents referenced in
25 this act. However, this section does not apply to the I- 5/Columbia
26 River Crossing project (400506A). For the 2011-2013 and 2013-2015
27 project appropriations, unless otherwise provided in this act, the
28 director of financial management may authorize a transfer of
29 appropriation authority between projects funded with transportation
30 2003 account (nickel account) appropriations, ~~((or))~~ transportation
31 partnership account appropriations, or connecting Washington account
32 appropriations, in order to manage project spending and efficiently
33 deliver all projects in the respective program under the following
34 conditions and limitations:

1 (a) Transfers may only be made within each specific fund source
2 referenced on the respective project list;

3 (b) Transfers from a project may not be made as a result of the
4 reduction of the scope of a project or be made to support increases in
5 the scope of a project;

6 (c) Each transfer between projects may only occur if the director
7 of financial management finds that any resulting change will not hinder
8 the completion of the projects as approved by the legislature. Until
9 the legislature reconvenes to consider the 2014 supplemental omnibus
10 transportation appropriations act, any unexpended 2011-2013
11 appropriation balance as approved by the office of financial
12 management, in consultation with the legislative staff of the house of
13 representatives and senate transportation committees, may be considered
14 when transferring funds between projects;

15 (d) Transfers from a project may be made if the funds appropriated
16 to the project are in excess of the amount needed to complete the
17 project;

18 (e) Transfers may not occur for projects not identified on the
19 applicable project list;

20 (f) Transfers may not be made while the legislature is in session;
21 and

22 (g) Transfers between projects may be made, without the approval of
23 the director of the office of financial management, by the department
24 of transportation until the transfer amount by project exceeds two
25 hundred fifty thousand dollars, or ten percent of the total project,
26 whichever is less. These transfers must be reported quarterly to the
27 director of financial management and the chairs of the house of
28 representatives and senate transportation committees.

29 (2) At the time the department submits a request to transfer funds
30 under this section, a copy of the request must be submitted to the
31 transportation committees of the legislature.

32 (3) The office of financial management shall work with legislative
33 staff of the house of representatives and senate transportation
34 committees to review the requested transfers in a timely manner.

35 (4) The office of financial management shall document approved
36 transfers and schedule changes in the transportation executive
37 information system, compare changes to the legislative baseline funding
38 and schedules identified by project identification number identified in

1 the LEAP transportation documents referenced in this act, and transmit
2 revised project lists to chairs of the transportation committees of the
3 legislature on a quarterly basis.

4 **MISCELLANEOUS**

5 NEW SECTION. **Sec. 601.** If any provision of this act or its
6 application to any person or circumstance is held invalid, the
7 remainder of the act or the application of the provision to other
8 persons or circumstances is not affected.

9 NEW SECTION. **Sec. 602.** This act takes effect if chapter . . .
10 (Senate Bill No.. . . (S-3211/14)), Laws of 2013 4th sp. sess. is
11 enacted by June 30, 2014.

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